

E-Filed 1/9/12

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MARK SPRINKLE,
Plaintiff,

v.

JOHN DOE,
Defendant.

No. C 11-5787 RS (PR)
ORDER OF DISMISSAL

This is a federal civil rights action filed by a *pro se* state prisoner pursuant to 42 U.S.C. § 1983. By order of the Court, plaintiff was granted 30 days (1) to file a complete application to proceed *in forma pauperis* (“IFP”), or (2) to pay the filing fee of \$350.00, or face dismissal of the action. More than 30 days have passed since the order was filed, and plaintiff has not filed an IFP application or paid the filing fee. Plaintiff also has failed to comply with an order to submit a complaint within 30 days. Accordingly, the action is DISMISSED without prejudice as to plaintiff filing (1) a complaint, **and** (2) a complete IFP application or paying the filing fee. The Clerk shall enter judgment in favor of defendant and close the file.

IT IS SO ORDERED.

DATED: January 9, 2012


RICHARD SEEBORG
United States District Judge

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